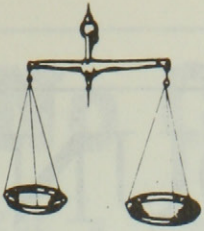


Quid Novi



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McGILL UNIVERSITY FACULTY OF LAW
FACULTE DE DROIT UNIVERSITE MCGILL

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LES CANADA LAW GAMES

UN AMALGAME DE SPORTS ET DE PLAISIRS

par Cathie St-Germain

La semaine dernière se tenait à Kingston en Ontario une autre édition des Canada Law Games. Treize universités à travers le Canada y étaient représentées dans 12 différentes disciplines (hockey, ballon-balais, basketball, soccer, ball hockey, volleyball, curling, water-polo, triathlon, squash, darts et billiards). Encore une fois cette année, McGill était de la partie avec plus de 60 participants, dont la plupart logeaient au Howard Johnson dans le centre-ville de Kingston, là où le lac Ontario se jette dans le fleuve St-Laurent. Et bien sûr, l'humour étant toujours de la partie, on a pu découvrir, chemin faisant,

les prouesses de "Spider-man", incarné par Nelson Eschleman, qui ont créé un effet de surprise plutôt traumatisant lorsque l'autobus s'est mis à avancer tout seul, le conducteur n'étant pas à son bord!

Blague à part, on a été accueilli à l'hôtel avec du "popcorn" et bien entendu le party de bienvenue au "Whisker's", un club de nuit qui ferme ses portes à l'arrivée de la nuit (1 h selon la loi ontarienne, ce qui était bien assez tard pour les sportifs qui devaient se lever tôt le matin). Les épreuves sportives avaient lieu du jeudi au samedi inclusivement, cette dernière journée étant surtout réservée aux semi-finales et finales.

Certains diront que notre performance aura été plutôt décevante étant donné les positions au classement final. Pourtant, il me semble difficile de maintenir cette opinion lorsque l'on considère notre performance globale ainsi que la participation des étudiant(e)s de McGill. Il suffit de mentionner l'équipe masculine de curling qui a figuré au premier plan, ainsi que les équipes de water-polo, darts, billiards et basketball féminin qui ont terminé parmi les quatre premières. Mais, encore bien plus que les résultats finaux, pour les représentants de McGill ce fût une expérience enlevante où l'on sentait s'entremêler

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SI LES ETUDES VOUS INTERESSENT

par Diane Brais et
Brigitte Catellier

S'il était un temps où une maîtrise n'était pas trop bien reçue dans le milieu de la pratique, la situation est en voie de changement, ceci en partie dû au fait que la pratique devient de nos jours de plus en plus spécialisée. Une rencontre avec le Prof. Armand de Mestral, directeur de l'Institut de droit comparé, nous permet de vous communiquer les informations suivantes quant au programme d'études supérieures qu'offre l'Université McGill.

Premièrement, si plusieurs se plaignent de ne pouvoir acquérir de spécialisation dans le cadre du bacc., le programme de maîtrise répond spécifiquement à ce besoin. L'Institut de droit comparé offre en exclusivité au Canada un programme de droit commercial et économique international. L'Institut offre également un programme sur les libertés fondamentales, et un programme en droit médical. Il va de soi que l'Institut met l'accent sur le droit privé comparé.

La priorité est accordée aux étudiants qui s'ori-

entent vers l'un de ces domaines quoique le programme de maîtrise demeure flexible et l'Institut accueille des étudiants désireux de se spécialiser dans d'autres domaines. Il n'y a pas de critères déterminés d'admissibilité au programme. Selon Prof. de Mestral, une bonne moyenne au bacc. soutenue par des recommandations sérieuses rendent admissible toute personne motivée, le tout étant bien entendu conditionnel à la disponibilité du personnel et des cours.

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ANNOUNCEMENTS

Attention 4th Year Class

Anyone interested in appearing in the Class Composite must go down to Van Dyck Studios (1121 Ste. Catherine St. West) no later than Wednesday, March 12th to state your intention and pay. The cost is \$23.93 per person, tax included.

For those who had their picture taken for Old McGill '86, the same picture will be used for the composite.

For those who chose not to appear in Old McGill but who wish to appear in the composite, a picture will be taken of you at Van Dyck's at no extra cost.

This Class Composite being such a lasting souvenir, I hope no one will allow himself/herself to be left out.

Norman Dionne

The Pigeon J. Award

The Ad Hoc Pigeon J. Award Committee has reported that the box set up in the LSA office to receive nominations for this award (see Quid of January 28th) is missing.

Suspensions are directed at two categories of possible malfeasants:

- a) those who fear that they might be nominated;
- b) those who fear they won't be.

Meanwhile, a spokesperson for the Committee, eyeing the box of similar size which survived a week's exposure on the Porter's desk, said, "There may be some peculiar Valentines this year." The Search Continues.

Congratulations/ Félicitations

On behalf of the third year BCL class, I wish to congratulate Dominique Vézina and Claude Marseille for their exemplary performance at the Tribunal-Ecole inter-facultaire held at l'Université de Sherbrooke on February 7th & 8th, 1986. Miss Vézina, a member of the third year class, won the Best Pleaders Award. Mr. Marseille won the 2nd Best Pleaders Award. Together, they won the best team in the competition. Encore, nous vous félicitons pour votre réussite spectaculaire!

Gerry Apostolatos
BCL III Class President

ALL STUDENTS (INCLUDING 1ST YEAR'S & ESPECIALLY GRADUATING YEARS) MUST VERIFY THEIR TRANSCRIPT AT THE STUDENT AFFAIRS OFFICE.

THE ABSOLUTE LAST DAY TO DO SO IS FRIDAY, 21ST FEBRUARY.

Lawyers for Social Responsibility CoffeeHouse II

Any musicians, minstrels, mimes and mirthmakers wishing to perform in the L.S.R.'s second coffeehouse, please contact Dean Proctor, or leave him a message at S.A.O.

Date for the coffeehouse is March 6.

To All Groups That Requested Funding From the LSA

Please come pick up your funds. Contact either Marc David or Bettina Karpel to arrange for your cheque.
Thank you.

"Women's Law Firms: Good or Bad?"

Women and the Law is pleased to welcome Mirian Grasspy, Philon & Thibault. Wednesday, February 19 at 12 Noon in Room 203.
Everyone Welcome!

To All Graduating Students

There will be a "Ring Day" at the Faculty on Thursday February 20th.

A representative from Josteus, the official McGill grad ring supplier, will set up a booth in the area outside the Moot Court and will be there from 11:00 to 2:00 p.m.

Norman Dionne

We would just like to say thanks one more time to all those individuals who gave us their support during the past several weeks, and particularly those who assisted us in the wee hours of the morning. A special thanks to Professors Baker, Stevens, de Mestral, and Vlastic; Steven Toope, Henry Schultz, Jill Frank, Raj Pande, Kathy Sabo, Chris Allard, Alain Côté, and Robert Metcalf. Kingston, ready or not, here comes McGill!

**Sincerely,
The Jessup Team**

Close But No Cigars...

None but those jutting obtrusively from the brutish mugs of Joe Sarnino and Bobby Katz. All that remain now of the 1986 Canada Law Games are the throat lozenges and of course, the memories. Billy Rosenberg described the event as "an incredibly surprising show of enthusiasm and athletic skill." No one knows for sure which bus Billy caught that Wednesday or where he ended up. But we do know that for most of McGill's faint-hearted challengers, the actual sporting was over by Friday afternoon.

The dazzling exception to the trend was the rink of Carlstrom, Quon, Proctor and Smith, who captured first in the Mens' Curling to retain that honor for McGill a second year in a row. This feat is a tribute to the tremendous depth of our local club, considering that none of the members of last year's successful London squad made the cut for this year's Kingston slate. The Womens' rink enjoyed moderate success, advancing to the semi-finals before succumbing to a six-pack of Molson Golden and a perceptive group of gentlemen sporting Queen's Engineering jackets.

Bob Higgins managed to snatch defeat from the jaws of victory, sinking the cue ball twice and scratching off the black in three consecutive shots during the Mens' Double Snooker Final. His partner, Graeme Fraser,

looked on for a time in horror, and was subsequently ejected from the match for alleged unsportsmanlike behavior. Later that evening, Fraser along with Mssrs. Bilak, Sawers and Hanchet was ejected from the hotel. Picture if you would a hotel manager, blessed with many of the mannerisms of Clouseau's superior, Chief Inspector Dreyfuss, tearing a strip off the innocent (until proven guilty) quartet. Big Bob's sole serene query was "Why are you blinking like a Mad Man?"

In the gym, certain n'er-do-wells greedily abandoned the listing Women's Hockey Bandwagon to join Sheila and company in a Womens' Basketball semi-final. Double-drooling proved to be the pinnacle of accomplishment. Alan "the chicken" Abramowicz led the Mens' Basketball team to the showers, winless. And the Co-ed Volleyball team was discreetly crushed. Quickly. Mercifully.

Tom Friedland suffered a T.K.O. early in the first round of Mens' Floor Hockey action. "Battling" Phil Freedman administered his own peculiar brand of justice in light of these transgressions but in the end, Captain Rosenberg asked the "refs" to call the game. William would allow his men to complete the game, only with the solemn promises of the refs and opposition coach, that

there would be no more cheap stuff. Then with one minute left, as was so reminiscent of last season's baseball, Rosenberg charged the opposition coach, and knocked him onto his face. Cowardly. Strangely satisfying.

Shaun Cathcart navigated the Inner-Tube Water Polo Team through a 7:00 a.m. passage into the semi-finals, but their hopes were dashed soon after. A record time was set, however, that being the earliest Mike "three-toed" Laliberté has ever risen.

"Robin" Aboud and Norbert "Bullseye" Haensel posted a respectable second in the Darts Championship, a glowing credit to their year (I).

And let's lick the wounds of Lyse, Natalie and Shakin' Shahir Guindi, along with those of the rest of the disappointed Broomball Team, after they swept up their division with two wins and a tie, yet failed to secure a playoff berth.

So too it was with Mens' Hockey. Doug "of Borneo" Mitchell epitomized the spirit of the hapless club, only coveyed otherwise in the seemingly neverending series of missed passes, broken plays and squandered opportunities. Perhaps the spirit of an entire weekend.

Nelson Eshelman

Answers to Crossword

ACROSS

- (1) Shields
- (5) PPSA
- (7) Brierley
- (8) Notes
- (9) Liberal
- (12) Rule

- (13) Snail
- (15) Privy
- (16) Scott
- (18) Woe
- (19) HPA
- (20) SAO
- (21) Cotler
- (23) Fed
- (24) SOB
- (25) Degree

- (26) Insult
- (28) Sklar
- (29) Grey

DOWN

- (2) Harold
- (3) Large
- (4) Sue
- (5) Pineau

- (6) Amen
- (10) Benson
- (11) Delightful
- (14) Rylands
- (15) Peerless
- (16) Seamless
- (17) T. House
- (18) Wild Bill
- (22) Parol
- (27) The

LETTERS TO THE EDITOR

Letter to the Editor,

In response to a letter by Mr. Schenke printed in the Quid February 5, 1986, I feel obliged to respond to a few misconceptions.

In opening, the letter referred to faculty "bashing". I would hope, in fact, that it should have read Faculty "bashing". The first refers to a group of people who teach, the second to the organization as a whole - and I see no reason why the Administration should be excluded from necessary criticism.

The article then went on to refer "with regret to the Dermer articles". I must state, from the beginning, that the articles contained more with which I would agree than disagree. From my understanding of the first of the articles, it was to be a longer series; and, one could only hope that Richard would have had an opportunity to suggest ways of improving the areas of which he was critical. Of the three letters in response, there was only one which in my opinion hit the mark -- that by Ms. Lacey. She pointed out that withdrawal is not the answer, and criticism must be accompanied by an intention to participate to bring about the changes suggested. Ms. Raicek's editorial, while fair, suggested that Richard ignored the positive work done by the Orientation Committee this year (as well as in past years). What her letter missed was the fact that on the first two days of the Orientation, the person standing behind the barbeque was Richard; and, at the Sangria Party the person using his equipment and playing the records was again Richard (at no cost to the Association). Richard had already decided to withdraw from Law School for a year;

he none the less chose to volunteer his time and equipment to participate in the activities which he believed would help to bring about some of the changes which he hoped would make the first year easier for this year's new students.

Walter Lippmann wrote, "Freedom of speech has become a central concern of the Western society because of the discovery among the Greeks that dialectic, as demonstrated in the Socratic dialogues, is a principal method of attaining truth, and particularly a method of attaining moral and political truth. 'The ability to raise searching difficulties on both sides of a subject will,' said Aristotle, 'make us detect more easily the truth and error about the several points that arise.' The right to speak freely is one of the necessary means to the attainment of truth. That, and not the subjective pleasure of utterance, is why freedom is a necessity in the good society." (The Public Philosophy, pp. 124-125.)

This year's Orientation Committee was formed of a unique group of people, some of whom had served last year, and others who were the loudest critics of what they felt had been missing. The Committee was lucky to have the prior work as a starting point, a plateau on which to build. This was, after all, only the third time that Orientation had been organized and run by the LSA.

The ease with which the Law Partners Program was able to recruit volunteers from the upper three years to serve as Law Partners is recognition that each individual wished their own year had been better. They remembered what they had gone through and were willing to do whatever was required to improve the Com-

munity.

I think that Mr. Schenke used the word cynic ill-advisedly. I am not a cynic. I do not sarcastically discredit the sincerity or goodness of human motives and actions, nor am I incredulous of human goodness. I am, however, a critic of the system, and will continue throughout my stay within the Community to be one, hopefully its loudest. If Mr. Schenke were to check the names of those people organizing many of the functions which he wishes he could attend, I believe he would find even more critics; critics who are actively attempting to improve their environment. He would find no lack of perseverance. But optimism? That I think would be in short demand. Possibly what is being mistaken for cynicism could better be described as disillusionment.

Hannah Arendt said it better than I will ever be able when she wrote, "More and more people in the countries of the Western world, which since the decline of the ancient world has regarded freedom from politics as one of the basic freedoms, make use of this freedom and have retreated from the world and their obligations within it. This withdrawal from the world need not harm an individual; he may even cultivate great talents to the point of genius and so by a detour be useful to the world again. But with each such retreat an almost demonstrable loss to the world takes place; what is lost is the specific and usually irreplaceable in-between which should have formed between this individual and his fellow men." (Men in Dark Times, p. 4-5).

We have not yet reached

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Si Les Etudes Cont'd from p. 1

On peut compléter un diplôme d'études supérieures (maîtrise) en seulement douze mois. Ceux-ci se répartissent entre deux trimestres de cours et un trimestre pour la rédaction de thèse. La période d'un trimestre pour la rédaction de thèse est un minimum; un étudiant qui le désire pourrait prendre jusqu'à quatre ans pour l'écrire. Le Prof. de Mestral estime qu'une forte majorité des diplômés accèdent à la pratique dans leur domaine de spécialisation, notamment dans le domaine du commerce international.

Les Canada Law Games Cont'd from p. 1

des sentiments de fraternité et de coopération. Il était agréable de constater l'esprit d'équipe qui régnait au sein de la délégation "McGilloise", et devenant de plus en plus fort au fur et à mesure que les compétitions se corsaient. On pouvait aussi percevoir ce sentiment d'appartenance teinté de patriotisme qui ne faisait aucun doute: "tous et chacun étaient fiers de représenter Mc-

Cette année, l'Institut a accueilli quatorze étudiants dont la moitié viennent de l'étranger. Parmi ceux-ci, nous avons rencontré Enrico Castaldi. Originaire de Rome, M. Castaldi pratiquait dans un cabinet d'avocats franco-canadiens dont certains sont diplômés de McGill. C'est une des raisons qui ont orienté son choix vers McGill. De plus, M. Castaldi insiste sur l'importance de se familiariser avec une mentalité, une culture étrangère lorsque l'on pratique en droit international. Une maîtrise nord-américaine est donc tout particulièrement bien vue en Europe dans ce domaine du droit. A cet

égard, M. Castaldi précise que même si McGill est relativement moins connue que certaines universités américaines, le programme n'en est non moins intéressant. Il ajoute que le Québec permet l'étude d'un système de droit civil dans un milieu de common law. Enfin, la ville de Montréal offre en plus l'attrait de son bilinguisme.

Heureux, il nous a bien semblé, de se compter parmi nous, M. Castaldi souhaiterait cependant que des structures d'accueil favorisent davantage l'intégration des étudiants étrangers à ceux de la Faculté.

Gill." C'était, en fait, l'occasion pour les gens de se rapprocher et de se connaître davantage. Il semble que chacun avait décidé de miser sur la participation et l'esprit d'équipe. D'ailleurs comme l'avait déjà dit le fondateur des Jeux Olympiques modernes, Pierre de Coubertin: "L'important n'est pas de gagner mais de participer."

Il faut aussi mentionner que les jeux ont permis des relations amicales et cor-

diales avec d'autres universités, ainsi qu'un bon nombre de discussions fructueuses suscitées par les rencontres soit sur le site même des compétitions ou encore lors des parties organisées en soirée (qui soit dit en passant étaient plutôt nombreuses!)

Les Law Games sont en bref quatre jours d'activités amusantes et enrichissantes que nul ne devrait manquer. C'est donc un rendez-vous pour l'an prochain à Sherbrooke.

PLACEMENT CENTRE

Alberta

The firm of DUNCAN & COMPANY, Calgary, expect to hire 2-4 articling students in each of the 1986/87 and 1987/88 articling years. A copy of this firm's recruiting brochure has been placed in the Placement Centre. Refer to Posting #64.

Ontario

BLANEY, McMURTY, STAP-

Letters

Cont'd from p. 4

the point where we will, or would, accept the philosophy of "Love it, or leave

ELLS, AARONS & WATSON, Toronto, is a result of the merger between Blaney, McMurtry, Aarons & Watson and Stapells & Sewell. A copy of this firm's revised articling brochure is now available in the Admissions Office. Those wishing to peruse same should see Mrs. Higgins.

The Articling Placement it." As long as criticism is not "ad hominem", and is accompanied by a willingness to work to improve, it is not only acceptable but necessary. In every in-

Survey forms as received from the Ontario Associations of Law Students Articling Committees for the 1987/88 articling years are now being received by the Placement Centre. These updated sheets are now being processed and will be made available to students as per usual through the Placement Centre. Students wishing to go through these binders should see Mrs. Higgins in the Admissions Office.

stance, it is not even necessary to provide the solution, asking the questions publicly which others can

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Shuffling Along The Gradients

by Joseph Kary

Now that the semi-annual smoke and fire over Prof. Scott's grading has come and gone, perhaps it's time to step back a bit, and think about the purposes law school grades are supposed to serve. There is a lot of talk each year about academic rigor and grade inflation; about the importance of letting law firms and grad. schools know that an A from McGill means something. The problem is that most students have little clue as to what it does mean. There is a lack

of comments on exam papers, so that the student can only guess what the reasons were for their results. There are two or three professors who make an effort to give extensive comments on mid-term assignments in first-year courses, and their efforts are appreciated, but they are rare. Most professors (unlike Prof. Scott) do not even bother to put model exam answers on reserve in the library.

The resulting confusion does more harm than good to

academic excellence. All too many students think that the way to get a good mark is to feed the instructor back his lecture notes at exam time. This may not be what most instructors want, but given the almost total lack of feedback, positive or negative, it's difficult to know for sure. Given the widespread confusion over standards, and the amazing emphasis on academic performance among both staff and students, the general outcome is academic conformity, and that impoverishes the Faculty as a whole.

Letters

Cont'd from p. 5

only think of privately serves us all. Lessing wrote, over two centuries ago, "I am not duty bound to resolve the difficulties I create. May my ideas al-

ways be somewhat disjunct, or even appear to contradict one another, if only they are ideas in which readers will find material that stirs them to think for themselves."

Without publicly expres-

sing our criticisms, disappointments, or needs we will continue to remain incapable as a Community of responding positively to OUR NEEDS.

John Relton

by Mark Hanchet

Tired of doing that boring Gazette crossword to avoid falling asleep in Civil Procedure? Does that Globe and Mail puzzle take all of three minues to finish? Here's an alternative crossword, designed especially with the bored McGill student in mind. Good luck; answers on page 3.

ACROSS

- (1) Summary author
- (5) Nightmare Securities Act
- (7) Ex-Dean
- (8) Lecture Transcriptions
- (9) Birks' politics
- (12) _____ Against Perpetuities
- (13) Donoghue v. Stevenson impurity
- (15) _____ Council
- (16) F-Man
- (18) Marks release sentiment
- (19) Grades rating (1984)

- (20) Anne & Maria haunt
- (21) Human Rights Man
- (23) _____ Ct. T.D.
- (24) See 18 Across
- (25) Ticket to Bay St.
- (26) Grading System; "an _____!"
- (28) Expo fan
- (29) Stream of consciousness man

DOWN

- (2) Library Man
- (3) Legal ethos?
- (4) Maxim: "when in doubt, _____"
- (5) Obligations Bible
- (6) Last word on an exam
- (10) Kant fan
- (11) "Bakerism"
- (14) _____ v. Fletcher
- (15) Common boat name
- (16) law: "a _____ web"
- (17) Watering hole (abbrev)
- (18) Foster nickname
- (22) _____ evidence rule
- (27) _____ Statue of Frauds

Law School Crossword

